

Minutes of the
Air Pollution Control Advisory Board
November 4, 2014

I. Roll Call - Cook

Members Presents: Wanda Blasnitz, Phillip Nalley, Tim Plander, Cindy Rempe, and Rachel Warman

Members Absent: Jack Coogan, and Martha Shulski

Staff: Chris Schroeder, Doug Tangeman, Scott Holmes, Gary Bergstrom, Lilian Turcios, and Lori Cook

Guest: Larry Hudkins and Jason Vanek - NDEQ

II. Approval of Minutes - Cook

Tim Plander made a motion to approve the 8-19-14 minutes with one correction which was the date of meeting was to be August 19, 2014 not August 18, 2014. Seconded by Phil Nalley. Motion carried.

III. Public Session

IV. Current Business - Action Items

Election of Officers - Schroeder

Rachel Warman nominated Tim Plander for President. Seconded by Wanda Blasnitz. Motion carried.

Wanda Blasnitz nominated Rachel Warman for Vice President. Seconded by Cindy Rempe. Motion carried.

Proposed Changes to the Lincoln-Lancaster County Air Pollution Control Program Regulations and Standards - Schroeder

Mr. Schroeder and Mr. Bergstrom went over the regulation changes. Discussion was held. Tim Plander made a motion to accept the regulation changes. Seconded by Wanda Blasnitz. Motion carried.

V. Current Business - Information Items

Air Program Updates - Schroeder

Mr. Schroeder went over program updates. See attachment I.

Draft Lincoln-Lancaster County Air Pollution Control Program Regulations and Standard Article 1, Section 6 - Proposed Fee Changes - Schroeder

Mr. Schroeder and Mr. Bergstrom went over the regulation changes for fees. The Air Staff will hold several meetings that the air sources will be invited too to discuss the fee changes. Discussion was held. The Board recommended for the Air Staff to go ahead with these air fees.

VI. Adjournment

Tim Plander made a motion to adjourn. Wanda Blasnitz seconded. Motion carried.
Adjourned at 4:00 PM.

Next Meeting February 3, 2015 at 3:00 PM

APCAB 11-4-14.doc

ATTACHMENT I

Program Updates

November 4, 2014

1. Ozone Season is done. 61 ppb. Current standard is 75. EPA proposing to release proposed standard December 1, 2014 and final October 1, 2015. Looking at revising to 70-60 ppb.
2. New EPA data entry system. Old system AFS – mainframe based. New system – ICIS- Staff have participated in 6 (2) hour training. Discuss importance of data system
3. Enforcement Highlights –
 - A. Asbestos
 - i. St. Patrick's Catholic Church, Failure to obtain asbestos survey & Failure to submit notification of demolition & Removed RACM Friably, \$17,460.00
 - ii. MBA Apartments (5520 Shady Creek Ct), Failure to obtain asbestos survey & Failure to submit notification of demolition, \$1,570.00
 - B. Air Sources
 - i. AGP Grain Marketing, Emissions (fugitive dust), \$4,026.88
 - ii. Lincoln Federal Building Gina, Emissions (>20% opacity), SEP Automatic occupancy detectors for restrooms - \$8,700.00 penalty \$747.50
4. Flint Hills Burning Stakeholder meeting – November 6, 2014 in Manhattan, KS – EPA, NDEQ, Lincoln and Omaha Air Agencies, Ranchers, Nature Conservancy, KSU – Gene Towne – researcher – published study that looked at burning during fall and winter. Found no negative impacts to prairie.
5. The U.S. Court of Appeals for the District of Columbia Circuit issued an order in EME Homer City (No. 11-1302) lifting the stay on implementing the Transport Rule (aka CSAPR – the Cross-State Air Pollution Rule) imposed by the D.C. Circuit on December 30, 2011. Included in EPA's June 26, 2014 motion for the court to lift the stay was a request that the court delay for three years all compliance deadlines that had not passed as of the date of the stay. A three-year delay in the compliance deadlines would make the Phase 1 emissions budgets applicable in 2015 and 2016 (versus 2012 and 2013) and the Phase 2 emissions budgets applicable in 2017 and beyond (versus 2014 and beyond). In the same order, the court denied motions for summary vacatur filed by Texas and Luminant. The court also ordered that remaining challenges to the Transport Rule be scheduled for oral argument on March 11, 2015; the briefing format and schedule are also ordered.
6. Wind Energy Farm in Hallam.